

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

August 14, 2002

DIVISION TWO

B152964 Cheren (Not for Publication)
v.
Brennan

The judgment is affirmed. The parties are ordered to bear their own costs on appeal.

Doi Todd, J.

We concur: Boren, P.J.
Ashmann-Gerst, J.

B153760 People (Not for Publication)
v.
Carminati

The judgment is affirmed.

Doi Todd, J.

We concur: Nott, Acting P.J.
 Ashmann-Gerst, J.

B157124 People (Not for Publication)
v.
Villalta

The Court:

The judgment is affirmed.

Boren, P.J., Nott, J., Doi Todd, J.

DIVISION TWO (Continued)

B155354 Los Angeles County, D.C.S. (Not for Publication)
 v.
 Debra B.

The order of the juvenile court terminating parental rights is affirmed.

Doi Todd, J.

We concur: Boren, P.J.
 Ashmann-Gerst, J.

DIVISION THREE

Court convened at 9:30 a.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

Each of the following:

B153893 People v. Stoneham
B155641 Children & Family Services v. Sylvia M.
B155661 Children & Family Services v. Harry R.
B150315 Stern v. Getz, Krycler & Jakubovits, et al.
B159062 Armando P., v. S.C.L.A.
B152285 People v. Andrade
B154006 People v. Jones

Argument waived, cause submitted.

B152988 Silva
 v.
 Perla, et al.

Merits:

Argued by Brent Buchsbaum for appellant and by Douglas L. Hamilton for respondents. Cause submitted.

DIVISION THREE (Continued)

B153594 Modiri
 v.
 Modiri

Merits:

Argued by David Modiri, appellant in propria persona. No appearance by the respondent. Cause submitted.

B151536 Simpkins
 v.
 New Century Volkswagen, et al.

Merits:

Argued by John L. Barber for appellant and by Nancy Doumanian for respondent. Cause submitted.

B152944 Ray
 v.
 New Century Volkswagen, et al.

Merits:

Argued by Christian J. Scali for appellant and by Nancy Doumanian for respondent. Cause submitted.

B148501 LSO, Ltd.
 v.
 Stroh, et al.

Merits:

Argued by Dana T. Cartozian, deputy attorney general for appellants and by Paul S. Murray for respondent. Cause submitted.

B147553 Gaggero
 v.
 Stacey

Merits:

Argued by Roy G. Weatherup for appellant and by Gary L. Bostwick for respondent. Cause submitted.

DIVISION THREE (Continued)

Court recessed at 12:35 p.m.

Court reconvened at 1:45 p.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

B154980 Whitaker
 v.
 City of Los Angeles Department of Water & Power

Merits:
Argued by Bruce D. Praet for appellant and by Lisa S. Berger, deputy city attorney for respondent. Cause submitted.

B148880 People
 v.
 Lopez

Merits:
Argued by James Koester for appellant and by Zee Rodriguez, deputy attorney general for respondent. Cause submitted.

Court adjourned at 2:20 p.m.

DIVISION FIVE

B152966 Pfeiffer Venice Properties (Certified for Publication)
 v.
 Sheila Bernard, et al.

The judgment is reversed. Appellant(s) to recover costs.

Armstrong, J.

We concur: Turner, P.J.
 Grignon, J.

DIVISION FIVE (Continued)

B151085 Inter-Modal Rail Employees Association (Not for Publication)

v.

The Burlington Northern and Santa Fe Railway Company, et al.

The judgment is affirmed. Respondent(s) to recover costs.

Armstrong, J.

We concur: Turner, P.J.
 Grignon, J.

B150567 People (Not for Publication)

v.

Frank Pollard

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Grignon, J.

B155028 Los Angeles County, D.C.S. (Not for Publication)

v.

Susan M., et al.

B148952 Los Angeles County D.C.S.

v.

Susan M.

The orders are affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

DIVISION SIX

Court convened at 9:00 A.M.

Present: Gilbert, P.J., Coffee, J., Perren, J. and G. Bents, Deputy Clerk.

B141914 Gass
 v.
 NSK, Ltd.

Argument continued to September, 2002.

B156024 Sierra Vista Medical Pavilion Assoc.
 v.
 Kieburtz & Assoc.

Argument waived, cause submitted.

B150536 Bayley
 v.
 Buchalter, Nemer, Fields & Younger

Appearances:

Matthew S. Duncan for appellants, Glenn L. Savard for respondents
Buchalter, et al., David J. Wilson for respondents Wachtell, et al. and David
W. Magnusson for respondents Steve Schmidt & Co., et al.

Appellants' request for a continuance granted. Argument continued to
September, 2002, date and time to be determined.

B135086 Kerrigan
 v.
 Thrifty Drug

Merits:

Argued by Russell R. Ghitterman for appellants and by David L. Schaffer
for respondents. Cause submitted.

DIVISION SIX (Continued)

B152582 Sully-Miller Contracting Co.
 v.
 Gledson / Cashman Construction

Merits:

Counsel stipulated that Yegan, J. may participate by viewing/listening to the video/audio tapes of the proceedings and waived his appearance.

Argued by William J. Allard for appellants and by Richard Salcido for respondent Gledson/Cashman Construction Co., Inc. Argument previously waived by respondent ULICO Casualty Co. Cause submitted.

Gilbert, P.J. left the bench.

B151867 The People
 v.
 Torch Operating Co.

Merits:

Counsel stipulated that Yegan, J. may participate by viewing/listening to the video/audio tapes of the proceedings and waived his appearance.

Argued by Steven Evans Kirby for appellants, by William M. Dillon, Deputy County Counsel, for respondents and by Alice L. Busching, Deputy Attorney General, for amicus curiae.

Counsel shall serve and file simultaneous letter briefs on additional cases on estoppel (*Jackson v. County of Los Angeles* (1997) 60 Cal.App.4th 171 and *Lydon v. Boston Sand & Gravel Co.* (1st Cir. 1999) 175 F.3d 6) within 20 days at which time the matter will stand submitted.

Court recessed at 10:45 A.M.

DIVISION SIX (Continued)

Court reconvened at 1:30 P.M.

Present: Gilbert, P.J., Coffee, J. and G. Bents, Deputy Clerk.

B155412 Ventura Co. Human Services Agency
 v.
 Alyce S. & Mark S.

Argument continued to September, 2002.

B155594 San Luis Obispo Co. Dept. of Social Services
 v.
 Cheryle P.

Argument waived, cause submitted.

B158954 Keven F.
 v.
 San Luis Obispo Co. Superior Court
 (Dept. of Social Services)

Presentation waived, cause submitted.

B156045 Dibble
 v.
 Dept. of Motor Vehicles

Appearances:

Ronald A. Jackson for appellant and by Gary S. Balekjian, Deputy Attorney General, for respondent.

Argument continued to September, 2002.

DIVISION SIX (Continued)

B155646 Martino
 v.
 Workers' Compensation Appeals Board
 Superior National Ins., Co., Respondent

Review:

Counsel stipulated that Yegan, J. may participate by viewing/listening to the video/audio tapes of the proceedings and waived his appearance.

Presented by William A. Herreras for petitioner and by David E. Jones for respondent Superior National Ins., Co. Presentation previously waived by respondent Workers' Compensation Appeals Board. Cause submitted.

B158416 Settle mire
 v.
 San Luis Obispo Co. Superior Court
 Settle mire

Order to Show Cause:

Counsel stipulated that Yegan, J. may participate by viewing/listening to the video/audio tapes of the proceedings and waived his appearance.

Presented by Tony Marlow for petitioner and by Mark S. Borrell for respondent San Luis Obispo Co. Superior Court. Cause submitted.

Court adjourned at 2:35 P.M.

B150838 People
 v.
 Powell

Filed order denying petition for rehearing.

B149158 People
 v.
 Noble

Filed order denying petition for rehearing.

DIVISION SEVEN

B148573 Charles Espinosa (Not for Publication)

v.

Hollywood Park, Inc.

The judgment is affirmed. Respondent(s) to recover costs.

Perluss, J.

We concur: Lillie, P.J.
Woods, J.

B148882 People (Not for Publication)

v.

Granite State Insurance Co.

The judgment is affirmed. Respondent(s) to recover costs.

Perluss, J.

We concur: Johnson, Acting P.J.
Woods, J.

B155298 People (Not for Publication)

v.

Gaytan

The judgment is affirmed.

Perluss, J.

We concur: Lillie, P.J.
Woods, J.

August 14, 2002 – (Continued)

DIVISION SEVEN (Continued)

B153304 People (Not for Publication)
v.
Villa

The judgment is affirmed.

Perluss, J.

We concur: Johnson, Acting P.J.
Woods, J.

B139975 Cassim and Cassim
v.
AllState Insurance Company

Filed order denying petition for rehearing. Johnson, J. would grant rehearing.

DIVISION EIGHT

B156805 Peck/Jones Construction Corporation, et al. (Not for Publication)
v.
Superior Court, Los Angeles County
(Hernandez et al., r.p.i.)

The petition for writ of mandate is granted. The trial court is directed to vacate its January 29, 2002 order denying petitioners' motion for summary judgment and to enter an order granting summary judgment. Petitioners are to recover their costs.

Boland, J.

We concur: Cooper, P.J.
Rubin, J.

B153397 Carter
v.
Hollywood Knickerbocker Hotel

Filed order denying petition for rehearing.